

**PUBLIC NOTICE
OF INTENT TO PROPOSE OR PROMULGATE
NEW OR CHANGED AGENCY RULES**

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin.

**IDAPA 02 - DEPARTMENT OF AGRICULTURE
P.O. Box 790, Boise, Idaho 83701-0790**

Docket No. **02-0637-9701**, Rules Creating the Caribou County and Portion of Franklin County Seed Potato Management Area. Establishes procedures for planting, transporting, and storing of potatoes, identification, inspection of bedding plants and treatment of cull and volunteer potatoes in the Caribou and that Portion of Franklin County included in School District No. 148 Seed Potato Crop Management Area. Comment By: August 27, 1997.

IDAPA 09 - DEPARTMENT OF LABOR

Docket No. **09-0106-9701**, Rules of the Appeals Bureau. Clarifies that all appeals within Department are governed solely by the Department's rules of appeals procedure and the Employment Security Law, or applicable federal law; adds filing by fax machine to existing filing methods of mailing and personal delivery of appeals; sets deadline when an appeal filed by fax shall be considered filed. Comment By: August 27, 1997.

Docket No. **09-0130-9701**, Rules Governing Unemployment Insurance Benefit Claims. Changes allow that a claims examiner may transfer any request for redetermination to the Appeals Bureau and adds filing by fax machine to existing filing methods of mailing and personal delivery of requests for redeterminations; provides that, upon written request of claimant, a claim may be canceled at any time, if the claimant did not misrepresent or fail to report a material fact in making the claim and has repaid any benefits received on the claim, unless they will be offset from a new claim being filed. Comment By: August 27, 1997.

Docket No. **09-0140-9701**, Rules Governing the Job Training Partnership Act. Redefines one category of "dislocated worker" for eligibility to ensure that the criteria is interpreted as required by the Act. Comment By: August 27, 1997.

**IDAPA 11 - DEPARTMENT OF LAW ENFORCEMENT
P.O. Box 700, Meridian, ID 83680-0700**

Docket No. **11-0402-9701**, Rules Governing Simulcasting. Redefines definitions and requirements for a simulcast license and gives jurisdiction over the simulcast racing within the state to the Idaho State Racing Commission and defines the administration of the jurisdiction. Comment By: August 27, 1997.

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE
P.O. Box 83720, Boise, ID 83720-0036**

Docket No. **16-0101-9701**, Air Pollution Control Rules. Changes the existing Tier I operating permit rules to address deficiencies identified in EPA's notice granting interim approval of Idaho's Title V operating permit program. Comment By: September 10, 1997.

Docket No. **16-0102-9701**, Water Quality Standards and Wastewater Treatment Requirements. Changes address EPA standards for water quality criteria for mixing zones; makes revisions to the unclassified waters and aquatic life beneficial use; and proposes temperature standards to protect bull trout and white sturgeon. Comment By: September 22, 1997.

Docket No. **16-0111-9701**, Ground Water Quality Rule. Implements HCR No. 8 to recognize the uniqueness of mining when implementing these rules and to eliminate the concept of sensitive ecological systems. Comment By: September 5, 1997.

Docket No. **16-0120-9701**, Rules for Administration of Drinking Water Loan Account. New chapter provides low interest loans to eligible public drinking water systems for needed infrastructure improvements in order to meet state and federal safe drinking water standards. Comment By: August 27, 1997.

Docket No. **16-0219-9701**, Food Safety and Sanitation (UNICODE). Incorporates statutory changes to provide for collection of fees to cover a portion of cost of food safety inspection program and other changes. Comment By: August 27, 1997.

Docket No. **16-0303-9602**, Rules Governing the Support Enforcement Manual. Repeal of chapter. Comment By: August 27, 1997.

Docket No. **16-0303-9703**, Rules Governing the Support Enforcement Manual. Rewrite of chapter. Comment By: August 27, 1997.

IDAPA 31- IDAHO PUBLIC UTILITIES COMMISSION P.O. Box 83720- , Boise, ID 83720-0074

Docket No. **31-1101-9701**, Safety and Accident Reporting Rules for Utilities Regulated by the Idaho PUC. Incorporates by reference the following documents: 1997 edition of the National Electric Safety Code (NESC); parts of Title 49, CFR pertaining to gas and pipeline corporations; updated safety regulations promulgated by the U.S. Department of Transportation; 1996 edition of the National Fuel Gas Code; portions of the 1991 edition of the Uniform Mechanical Code (UMC) referring to gas or gas-burning appliances; proposes to adopt the 1997 edition of the UMC; and minor changes. Comment By: August 27, 1997.

Docket No. **31-1201-9701**, Systems of Accounts for Public Utilities Regulated by the Idaho PUC. Incorporated by reference the NARUC uniform system of accounts regulations 1996 edition that prescribe the manner in which utility accounting records are to be kept.

Docket No. **31-6101-9701**, Motor Carrier Rules. Removes rules pertaining to safety fitness ratings; consolidates rules dealing with drug testing to eliminate redundancy; makes changes pertaining to leases of equipment and eliminates existing redundant rules by incorporation by reference of regulations. Comment By: August 27, 1997.

IDAPA 35 - STATE TAX COMMISSION P.O. Box 36, Boise, ID 83722

Docket No. **35-0103-9704**, Property Taxation Rules. Changes will compress the amount of categories for school equalization into three categories, residential, commercial, and manufactured housing for school equalization purposes. Comment By: August 27, 1997.

IDAPA 53 - IDAHO BARLEY COMMISSION 1199 Main Street, Suite G, Boise, ID 83702

Docket No. **53-0101-9701**, Rules of the Idaho Barley Commission. Extends Idaho barley tax assessment to barley grown, delivered into, or stored within Idaho and sold or contracted in the state; exempts barley originating from jurisdictions outside Idaho that have comparable barley tax assessment from Idaho assessment; and eliminates barley tax refund provision. Comment By: August 27, 1997.

PUBLIC HEARINGS - Public Hearings have been scheduled for the following dockets:

Department of Health and Welfare - DEQ

Docket No. **16-0001-9701** - Big Payette Lake Water Quality Council Lake Management Plan

Docket No. **16-0101-9701** - Comment Period ends September 10, 1997

Docket No. **16-0102-9701** - Comment Period ends September 22, 1997

Docket No. **16-0120-9701** - Comment Period ends September 27, 1997

Department of Health and Welfare - Division of Health

Docket No. **16-0219-9701** - Comment Period ends August 27, 1997

Please refer to the Idaho Administrative Bulletin, **August 6, 1997, Volume 97-8** for notices and text of all rule-makings, public hearing schedules, governor's executives orders, and agency contact names.

Citizens of your county can view all issues of the Idaho Administrative Bulletin at the county law libraries.

Copies of the Administrative Bulletin and other rules publications are available for purchase. For subscription information and ordering call (208) 334-3577 or write the Office of the Administrative Rules Coordinator, Department of Administration, 650 W. State St., Room 100, Boise, Idaho 83720. Visa and Mastercard accepted.

The Idaho Administrative Bulletin and Administrative Code are now available on the Internet at the following address: **<http://www.state.id.us/>** - from the Home Page select State Government Agencies, find Department of Administration, then Rules of the State of Idaho.